IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HONOURABLE SRI JUSTICE V.V.S.RAO

-

WRIT PETITION No.19814 of 2002

Between:

Bachupally Grampanchayat N. Balawanth, Sarpanch,

S/o Balaiah, Bachupally Grampanchayat, Qutubullapur (M),
Ranga Reddy Dist.

..... PETITIONER

AND

1 The Chief Commissioner of Land Administration, A.P., Hyderabad
2 The Govt. of A.P. rep. by its Secretary, Revenue Department,

Secretariat, Hyderabad
3 The District Collector Rangareddy District at Hyderabad
4 Pragathinagar Grampanchayat represented by its

Panchayat Secretary, Pragathinagar, Qutubullapur (M),
R.R.Dist

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Certiorari or any other appropriate Writ and to quash the impugned Notification of the 1st respondent in CCLA's Ref./C2/978/02 dt: 11-6-2002 in so far as it relates to deletion of Survey Nos. from the petitioner Grampanchayat and addition of the same to the 4th respondent Grampanchayat and consequently direct respondents 1 and 2 not to interfere with the alteration of the area of operation of the petitioner Grampanchayat.

Counsel for the Petitioner: MR.V.VENKATARAMANA

Counsel for the Respondent Nos.1 to 3: GP FOR REVENUE

Counsel for the Respondent No.4 : Mr. S. LAXMA REDDY

The Court made the following :

ORDER:

The first respondent proposed to bifurcate or amalgamate certain Grama Panchayats to be Co-terminus with revenue villages. Accordingly as required under Sub-sections (4) and (5) of Section 3 of A.P. District (Formation) Act, 1947 (the Act, for brevity) by Notification dated 11.6.2002 (published in Rngareddy District Gazette dated 22.7.2002), the first respondent invited objections for proposals, from all the persons residing within the villages, who are likely to be affected. The Grama Panchayat Bachupalli is aggrieved by the Notification, and therefore, invoked the jurisdiction of this Court seeking invalidation of the Notification insofar as the proposal to bifurcate Bachupalli into Bachupally Grama Panchayat and Pragathinagar Grama Panchayat.

Though interlocutory applications are listed, with the consent of learned Counsel, the writ petition itself was heard and is being disposed of by this order.

The Notification under Section 3 (4) (5) of the Act itself is for inviting objections or suggestions from all the persons and organizations like the petitioner. Without filing the objections, the petitioner cannot be permitted to agitate before this Court. Therefore, the petitioner is given two weeks time for filing objections before the first respondent. As and when objections are filed, the first respondent shall consider the same and pass appropriate orders in accordance with law, before publishing the final notification under Section 3 (1) of the Act.

The writ petition, with the above observations, is disposed of and the interim order is vacated.

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Date : August 18, 2004. **V.V.S. RAO, J**

Note:

Issue C.C. by

23.8.2004.

(B/o)

YS

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Chief Commissioner of Land Administration, A.P., Hyderabad
2 The Secretary, Revenue Department, Government of Andhra

Pradesh, Secretariat, Hyderabad.
3 The District Collector, Rangareddy District at Hyderabad
4 The Panchayat Secretary, Pragathinagar Grampanchayat,

Pragathinagar, Qutubullapur (M), R.R.Dist

5. Two CCs to the Government Pleader for Revenue,

High Corut of Andhra Pradesh, Hyderabad (O.U.T)

6 Two CD copies.